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6 Attorneys for Defendant
7 GATEWAY TITLE COMPANY

8 IN THE UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11
12 AUDREY McNAMARA NEVIS,) Case No. C 07 2568
13 Plaintiff,) [PROPOSED] ORDER
14 v.)
15 WELLS FARGO BANK, a California)
corporation, EXECUTIVE FINANCIAL)
16 LENDING, JOHN B. SPEAR, an individual,)
SHAI MOSHE, an individual, GATEWAY)
17 TITLE COMPANY, QUALITY LOAN)
SERVICES, Trustee and DOES 1-100, inclusive,)
18 Defendants.)
19 _____)

20 Defendant GATEWAY TITLE COMPANY, having made its motion to dismiss for failure to
21 state a claim pursuant to Federal Rules of Civil Procedure, Rule 12(b)(6), and this Court having
22 considered the pleadings and papers submitted in support and in opposition to the motion, and both
23 parties having been given the opportunity to argue, and good cause appearing:

24 IT IS ORDERED THAT the motion is GRANTED. Pursuant to Federal Rules of Civil
25 Procedure, Rule 12(b)(6) Plaintiff's Verified Complaint is dismissed without leave to amend as
26 against Gateway Title Company for failure to state a claim upon which relief may be granted.

27 Dated: _____, 2007

28 _____ HONORABLE MARILYN H. PATEL